

SELF-CALENDARING PROCEDURES FOR JUDGE MARK S. WALLACE'S CASES

2012 HEARING DATES

(As of 4/19/2012; 2:00 PM)

Judge Mark S. Wallace has a self-calendaring system that permits counsel and parties to schedule hearing dates heard on **regular notice** without prior approval from the Courtroom Deputy. Matters requiring more than fifteen (15) minutes should not be self-calendared. Please contact the Courtroom Deputy to obtain a hearing date for any matter requiring more than fifteen (15) minutes.

Please refer to the Local Bankruptcy Rules ("LBR"), the Court Manual and the Federal Rules of Bankruptcy Procedure regarding the filing and service of motions, and the time frames for filing papers. Matters that do not require hearings may be filed in accordance with LBR 9013-1(o)(1).

Judge Wallace holds court in courtrooms in two different federal buildings, one in Santa Ana and the other in Riverside:

Santa Ana Division

United States Bankruptcy Court
Central District of California
411 West Fourth Street
Courtroom 6C
Santa Ana, CA 92701-4593

Courtroom Deputy:

Nickie Bolte (714-338-5378)

Riverside Division

United States Bankruptcy Court
Central District of California
3420 Twelfth Street
Video Courtroom 225
Riverside, CA 92501-3819

Courtroom Deputy:

John Craig (951-774-1097)

In self-calendaring, please do not schedule a hearing date for a Santa Ana case on a Riverside calendar or vice-versa. Questions regarding the court calendar should be directed to the Courtroom Deputy at the respective division.

PLEASE NOTE: Calendar dates are subject to periodic revision, so please check the court's website for the current version of the Judge Wallace's Self-Calendaring Procedures.

This notice is posted in the Judge's courtroom and available under "*Self-Calendaring*" at the *Information Section, Judges' Procedures/Information – Mark S. Wallace* subsection of the Court's website (www.cacb.uscourts.gov).

I. INSTRUCTIONS

STEP 1: Identify available dates and times from Section III below for the type of matter that you want to calendar for the Santa Ana or Riverside Division. Matters not listed in Section III are generally not available for self-calendaring. Please contact the Courtroom Deputy at the respective division to obtain a hearing date and time for such matters.

PLEASE NOTE: Calendar dates are subject to periodic revision, so check the court's website for the current version of Judge Wallace's Self-Calendaring Procedures.

STEP 2: Select hearing date(s) to give sufficient notice of all matters to all parties entitled to receive such notice pursuant to applicable provisions of the Local Bankruptcy Rules ("LBR"), the Court Manual and Federal Rules of Bankruptcy Procedure.

PLEASE NOTE: If you choose a date for a relief from stay hearing that is greater than 30 days from the date you file your motion, you are deemed to have waived the time limits of 11 U.S.C. §362(e).

STEP 3: Prepare a notice of hearing for the date and time you have selected. Refer to the LBR, the Court Manual, and Federal Rules of Bankruptcy Procedure for applicable filing and procedural requirements, and the current court-approved form(s) to use (some forms are mandatory). For example, if your motion is regarding the stay, the motion and notice of hearing must be in the form required by LBR 4001-1(b) [F 4001-1 series of the court-approved forms]. Moving parties are referred to LBR 9013-1(i) regarding evidence supporting the motion.

PLEASE NOTE: The failure to comply with applicable rules and procedural requirements, or failure to use mandatory forms may result in the continuance or denial of your motion or the imposition of sanctions.

STEP 4: File and serve your papers in a timely manner! Refer to the LBR, the Court Manual and Federal Rules of Bankruptcy Procedure for applicable filing procedures and service deadlines. If proof of service is insufficient, the moving party's motion may be continued or denied. **A Judge's Copy of all papers is required to be served on the Judge's chambers in the form and manner required by LBR 5005-2(d), and Section Seven Appendix F of the Court Manual.**

STEP 5: The court will make every reasonable effort to honor your selection of a hearing date. However, **the court reserves the right to reschedule any hearing.** You will be promptly notified if your hearing has been re-set. If you have recently moved, please file and serve a notice of change of address so the court has your current contact information to avoid delays.

STEP 6: After the hearing, if directed by the court, a proposed order should be submitted electronically via the Lodged Order Upload program ("LOU") in accordance with the LOU Procedures contained in Section 4 of the Court Manual posted on the court's website. **Except as provided by LBR 9021-1(b)(1)(B), a proposed order must not be submitted or uploaded via LOU prior to the hearing absent permission of the court.**

II. TELEPHONIC APPEARANCES

Please refer to Judge Wallace's "*Procedures Regarding Telephonic Appearances*" posted in the Judge's courtroom and available under "*Forms/Instructions/Procedures/Self-Calendaring*" at the *Information section, Judges' Procedures/Information – Mark S. Wallace* subsection, of the Court's website (www.cacb.uscourts.gov).

III. AVAILABLE 2012 HEARING DATES

SANTA ANA DIVISION (For Use Mondays and Wednesdays)

A. Motions Regarding the Automatic Stay

Motions for relief from stay, to continue the stay under section 362(c)(3), to impose the stay under section 362(c)(4) or to confirm that no stay is in effect, filed in Chapters 7, 9, 11, 12 and 13 shall be set at **9:00 AM** on the following dates:

January 9	April 2, 9, 16, 30	July 2, 9, 16	October 1, 15
February 6, 13	May 7	August 20	November 5, 19
March 5, 12, 19	June 4, 11, 18	September 10, 17	December 3, 10, 17

B. Law and Motion Days in Chapters 7 and 11

Motions, applications and miscellaneous matters in chapters 7 and 11 cases (unless otherwise placed in a different category in this Notice, for example, motions regarding the automatic stay or chapter 11 confirmation hearings) with a time estimate of no more than 15 minutes shall be set at **2:00 PM** on the following dates. If the matter will take more than 15 minutes, it may **not** be self-calendared. In this situation, call the Courtroom Deputy to calendar the matter.

January 9	April 2, 9, 16, 30	July 2, 9, 16	October 1, 15
February 6, 13	May 7	August 20	November 5, 19
March 5, 12, 19	June 4, 11, 18	September 10, 17	December 3, 10, 17

C. Chapter 11 Status Conferences and Motions in Adversary Proceedings

Status conferences in chapter 11 and adversary proceedings typically will be calendared by the Court on the dates listed below. A party who believes a status conference would be beneficial in a case may self-calendar at **9:00 AM** on the dates listed below. Motions in adversary proceedings may be self-calendared at **9:00 AM** on the dates listed below if the matter has a time estimate of no more than 15 minutes. If the matter will take more than 15 minutes, it may **not** be self-calendared. In this situation, call the Courtroom Deputy to calendar the matter.

January 4, 11	April 4, 11	July 11	October 3, 10
February 1, 8, 22	May 2, 9	August 22	November 7, 14
March 7, 14	June 13	September 5, 12	December 5, 12, 19

D. Chapter 11 Disclosure Statement and Plan Confirmation Hearings

Chapter 11 disclosure statement hearings may be self-calendared at **2:00 PM** on the dates listed below. Chapter 11 plan confirmation hearings will be calendared by the Court at the Disclosure Statement hearings.

January 4, 11	April 4, 18	July 18	October 3, 17
February 1, 15, 22	May 2, 9	August 22	November 7, 21
March 7, 21	June 20	September 5, 19	December 5, 19

E. Reaffirmations

Please make sure your reaffirmation agreement is prepared on the **mandatory form**, Form 240 A/B ALT (04/10), as required by Local Bankruptcy Rule 9009-1, with the security agreement attached as required by Local Bankruptcy Rule 4008-1(a). **Your reaffirmation agreement may be disapproved and/or your reaffirmation hearing may be continued if you fail to comply with Local Bankruptcy Rules.**

Reaffirmation hearings shall be set at **9:30 AM** on the following dates:

January 18	April 18	July 18	October 17
February 15	May [None]	August 22	November 21
March 21	June 20	September 19	December 19

F. Chapter 13 Plan Confirmations

Chapter 13 plan confirmation hearings are noticed by the Court at **2:00 PM** on the following dates, **except July 6 at 9:00 AM:**

January 18	April 11	July 6 (at <u>9:00 AM</u>)	October 10
February 8	May [None]	August 29	November 14
March 14	June 13	September 12	December 12

G. Chapter 13 Motions, Objections to Claims and Miscellaneous Matters

Chapter 13 motions, objections to claims and miscellaneous matters may be self-calendared at **3:30 PM** on the following dates, **except July 6 at 10:30 AM:**

January 18	April 11	July 6 (at <u>10:30 AM</u>)	October 10
February 8	May [None]	August 29	November 14
March 14	June 13	September 12	December 12

III. AVAILABLE 2012 HEARING DATES (continued)

RIVERSIDE DIVISION

(For Use Tuesdays and Thursdays)

A. Motions Regarding the Automatic Stay

Motions for relief from stay, to continue the stay under section 362(c)(3), to impose the stay under section 362(c)(4) or to confirm that no stay is in effect, filed in Chapters 7, 9, 11, and 12 shall be set at **9:00 AM** on the following dates:

January 3, 10, 17	April 3, 10, 17	July 3, 10, 17	October 2, 9, 16
February 7, 14, 21	May 1, 8	August 21	November 6, 13, 20
March 6, 13, 20	June 5, 12, 19	September 4, 11, 18	December 4, 11, 18

B. Law and Motion Days in Chapters 7 and 11

Motions, applications and miscellaneous matters in chapters 7 and 11 cases (unless otherwise placed in a different category in this Notice, for example, motions regarding the automatic stay or chapter 11 confirmation hearings) with a time estimate of no more than 15 minutes shall be set at **2:00 PM** on the following dates. If the matter will take more than 15 minutes, it may **not** be self-calendared. In this situation, call the Courtroom Deputy to calendar the matter.

January 3, 10, 17	April 3, 10, 17	July 3, 10, 17	October 2, 9, 16
February 7, 14, 21	May 1, 8	August 21	November 6, 13, 20
March 6, 13, 20	June 5, 12, 19	September 4, 11, 18	December 4, 11, 18

C. Chapter 11 Status Conferences and Motions in Adversary Proceedings

Status conferences in chapter 11 and adversary proceedings typically will be calendared by the Court on the dates listed below. A party who believes a status conference would be beneficial in a case may self-calendar at **9:00 AM** on the dates listed below. Motions in adversary proceedings may be self-calendared at **9:00 AM** on the dates listed below if the matter has a time estimate of no more than 15 minutes. If the matter will take more than 15 minutes, it may **not** be self-calendared. In this situation, call the Courtroom Deputy to calendar the matter.

January 5, 12, 19	April 5, 12, 19	July 5, 12, 19	October 4, 11, 18
February 2, 9, 23	May 3, 10	August 23	November 8, 15
March 8, 15	June 14, 21	September 6, 13, 20	December 6, 13, 20

D. Reaffirmation Hearings

Please make sure your reaffirmation agreement is prepared on the **mandatory form**, Form 240 A/B ALT (04/10), as required by Local Bankruptcy Rule 9009-1, with the security agreement attached as required by Local Bankruptcy Rule 4008-1(a). **Your reaffirmation agreement may be disapproved and/or your reaffirmation hearing may be continued if you fail to comply with Local Bankruptcy Rules.**

Reaffirmation hearings shall be set at **2:00 PM** on the following dates:

January 5, 12, 19	April 5, 12, 19	July 5, 12, 19	October 4, 11, 18
February 2, 9, 23	May 3, 10	August 23	November 8, 15
March 8, 15	June 14, 21	September 6, 13, 20	December 6, 13, 20

E. Chapter 11 Disclosure Statement and Plan Confirmation Hearings

Chapter 11 disclosure statement and plan confirmation hearings may be self-calendared at **3:00 PM** on the following dates:

January 5, 12, 19	April 5, 12, 19	July 5, 12, 19	October 4, 11, 18
February 2, 9, 23	May 3, 10	August 23	November 8, 15
March 8, 15	June 14, 21	September 6, 13, 20	December 6, 13, 20

Chapter 11 plan confirmation hearings will be calendared by the Court at the Disclosure Statement hearings.